

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 22 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 28 2000 under 66725

The applicant **Robert D. Stitser, Frank V. Rueckl, Jr., Catherine P. Rueckl**, hereby make application for permission to change the **point of diversion, place of use, and manner of use** of water heretofore appropriated under **Permit 56443**

1. The source of water is **underground**
2. The amount of water to be changed **0.167 cfs**
3. The water to be used for **irrigation**
4. The water heretofore permitted for **commercial**
5. The water is to be diverted at the following point **within the NW¼ NW¼ of Section 15, T.35N., R.37E., MDB&M or at a point from which the N¼ corner of said Section 15 bears N 58°47' E 2151.00 feet.**
6. The existing permitted point of diversion is located within the **NW¼ NW¼ of Section 15, T.35N., R.37E., MDB&M or at a point from which the W¼ corner of said Section 15 bears S 15°24'28" W 1536.49 feet**
7. Proposed place of use **34.37 acres lying within the NW¼ of Section 15, T.35N., R.37E., MDB&M**
8. Existing place of use **portions of the W½ NW¼ of Section 15, T.35N., R.37E., MDB&M**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled well and irrigation system**
12. Estimated cost of works **in excess of \$20,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **This application, along with the applications to change Permits 56441 and 56442, will convert a total of 137.481 acre feet of water from the present commercial use to irrigation use for a combined area of 34.37 acres.**

By **Desert Mountain Surveying as agent**
John H. Milton III, PLS, SWRS
s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared cmf/kdg dl/sam

Protested _____

66726

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 56443 is issued subject to the terms and conditions imposed in said Permit 56443 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 66725, 66726 and 66727 shall not exceed 137.48 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1667 cubic feet per second, but not to exceed 45.827 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 9, 2004

Proof of completion of work shall be filed before:

September 9, 2004

Water must be placed to beneficial use on or before:

August 9, 2006

Proof of the application of water to beneficial use shall be filed on or before:

September 9, 2006

Map in support of proof of beneficial use shall be filed on or before:

September 9, 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 9th day of August, A.D. 2002


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____